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OFFICE OF PETITIONS

In re Application of :
Michael Gough : DECISION ON PETITION
Application No. 09/400,708 :
Filed: September 21, 1999 :
Atty Docket No. NEO1P018.US01 :

This is a decision on the PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b) filed August 6, 2007.

The petition under § 1.137(b) is GRANTED.

The above-identified application became abandoned effective January 25, 2007 for failure to file a response to the non-final rejection mailed October 24, 2006. A courtesy Notice of Abandonment was mailed on May 21, 2007.

In response, on August 6, 2007, applicant filed the instant petition. The petition included the required reply¹ in the form of a Notice of Appeal (and Notice of Appeal) fee, the petition fee, and the required statement of unintentional delay. Petitioner has met the requirements for revival pursuant to 37 CFR 1.137(b).

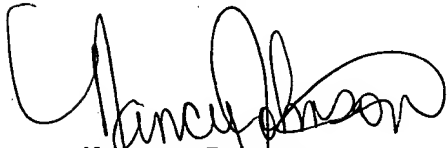
Petitioner is given two (2) months from the mailing date of this decision to file the appeal brief (accompanied by the fee

¹ The claims in this application has been twice rejected within the meaning of 35 U.S.C. 134.

required by 37 CFR 41.20(b)(2)). The time period for filing the appeal brief may be extended under 37 CFR 1.136.

Technology Center AU 2616 has been advised of this decision. The application file is, thereby, forwarded to the Technology Center to await receipt of the Appeal Brief.

Telephone inquiries related to this decision should be directed to the undersigned at (571) 272-3219.



Nancy Johnson
Senior Petitions Attorney
Office of Petitions